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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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Date of decision: 21.05.2026

Nikhil Bhardwaj @ Aman

...Petitioner

Versus

Ravi Dutt and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL

Present: Mr. Kuldeep Singh Saini, Advocate,
for the petitioner.

AMARINDER SINGH GREWAL, J. (Oral)

1. The present revision petition has been filed under Article 227 of the Constitution of India, 1950, for setting aside the impugned order dated 11.05.2026 in EXE-65-2024 (Annexure P-10) wherein, the application for staying warrants of possession has been declined, during the pendency of appeal and further prayer for directing the learned District Judge, Rupnagar, to decide the application for staying the Order dated 16.09.2024 (Annexure P-6) in CMA-89-2024 which is pending consideration.

2. The brief facts of the case are that respondents-Ravi Dutt and another had filed an application for passing final decree in a Civil Suit No.217 dated 17.10.2013, decided on 29.11.2027 passed by learned Civil Judge (Jr. Division), Sri Anandpur Sahib in case titled as "Ravi Dutt and another Vs. Sant Baba Daya Singh and others" in Case No.FD/11/2022/. The said case was contested by the petitioner and others. After hearing respective counsel for the parties, the final decree was passed accordingly



in terms of report of Kanungo dated 28.11.2023 and preliminary decree dated 29.11.2017 giving actual available area on the spot vide judgment/order dated 16.09.2024. Against the said order dated 16.09.2024, the present petitioner filed the appeal before the learned District Judge, Rupnagar, District Rupnagar. In the said appeal, an application was filed for staying the operation of the order dated 16.09.2024. Notice of the said appeal as well the stay application was issued to the present respondent and others. During the pendency of appeal, the respondents had filed an execution application before the trial Court. The said execution application was contested by the objectors and ultimately after hearing respective counsel for the parties, learned Civil Judge (Junior Division), Sri Anandpur Sahib, vide order dated 11.05.2026 dismissed the objections and warrants of possession was issued against the petitioner vide Annexure P-4.

3. Learned counsel for the petitioner contends that since the appeal is pending before learned Additional District Judge, Rupnagar, till the decision of the said appeal impugned order may kindly be stayed.

4. Considering the limited nature of relief sought, issuance of notice to the respondents is dispensed with, as the same would only result in further delay in the proceedings.

5. I have heard learned counsel for the petitioner and have perused the paper book with his able assistance.

6. Keeping in view the submission made hereinabove, without commenting upon the merits of the case, and considering the fact that the appeal is pending before learned Additional District Judge, Rupnagar against the order dated 16.09.2024, as such this Court feels that in case the



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proceedings are not stayed, the very purpose of filing the appeal by the present petition will be frustrated. Accordingly, impugned order dated 11.05.2026 is set aside and execution for issuance of warrants of possession qua the petitioner shall remain stayed and learned Additional District Judge, Rupnagar, is directed to dispose of the appeal expeditiously preferably within a period of 4 months from today.

7. Pending applications, if any, shall stand disposed of.

May 21, 2026
anil

(AMARINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No